

**CITY OF YUMA
CITY COUNCIL MINUTES**

**REGULAR MEETING
TUESDAY, APRIL 4, 2017**

CALL TO ORDER – 7:30 P.M.

MEETING CALLED TO ORDER BY MAYOR HARPER.

MEMBERS PRESENT: Baucke, Haag, Harms, Harper, McCall, Swehla. Rutledge absent.

STAFF PRESENT: Scott Moore, Jonathon Lynch, Karma Wells, Kathryn Sellars.

CORRECTIONS OR ADDITIONS TO THE AGENDA

Clerk/Treasurer Wells stated there are no corrections or additions to the agenda, but Council Member Rutledge will be absent tonight.

APPROVAL OF AGENDA

Haag moved to approve the April 4, 2017, agenda as presented. Second by McCall. Question. 6 ayes. Motion carried.

APPROVAL OF MINUTES

Haag moved to approve the March 21, 2017, minutes as presented. Second by McCall. Question. 6 ayes. Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

None.

ACTION ITEMS

- A. PUBLIC HEARING ON SECOND READING ORDINANCE #2, SERIES OF 2017 (FRANCHISE WITH KENTEC COMMUNICATIONS) – SCOTT MOORE.** Manager Moore mentioned this is the second reading for the franchise with Kentec Communications for broadband. Public hearing was opened. No comments were made. Public hearing was closed. Swehla moved to approve on second reading Ordinance #2, Series of 2017. Second by McCall. Question. 6 ayes. Motion carried.
- B. PUBLIC HEARING ON SECOND READING ORDINANCE #3, SERIES OF 2017 (AMENDING TITLE 8 OF THE YUMA MUNICIPAL CODE BY THE ADDITION OF A NEW CHAPTER 8.26)- KATHRYN SELLARS.** Attorney Sellars introduced the ordinance. We currently do not have any nuisance provisions in the Code so we are adding a chapter for this. Public hearing was opened. No comments were made. Public hearing was closed. No comments were made. Public hearing was closed. Swehla moved to approve on second reading Ordinance #3, Series of 2017. Second by McCall. Question. 6 ayes. Motion carried.
- C. FIRST READING ORDINANCE #4, SERIES OF 2017 (AMEND 2016 BUDGET) – KARMA WELLS.** Clerk/Treasurer Wells stated this is to amend the Debt Service Fund to account for some of the bond amount being paid prior to refinancing the bonds. Haag moved to approve on first reading Ordinance #4, Series of 2017. Second by McCall. Question. 6 ayes. Motion carried.

- D. FIRST READING ORDINANCE #5, SERIES OF 2017 (REPEALING AND REENACTING CHAPTER 1.24 OF TITLE 1 OF THE YUMA MUNICIPAL CODE REGARDING THE GENERAL PENALTY) - KATHRYN SELLARS.** Attorney Sellars stated this ordinance updates the general penalty provisions in the code. Swehla moved to approve on first reading Ordinance #5, Series of 2017. Second by Baucke. Question. 6 ayes. Motion carried.
- E. RESOLUTION #4, SERIES OF 2017 (APPOINTING REPRESENTATIVE AND ALTERNATE TO MEAN BOARD OF DIRECTORS AND MANAGEMENT COMMITTEE) – SCOTT MOORE.** Manager Moore mentioned this would appoint John Prettyman as the Representative and Scott Moore as the Alternate Representative to the MEAN Board of Directors and Management Committee. Baucke moved to approve Resolution #4, Series of 2017. Second by Harms. Question. 6 ayes. Motion carried.
- F. RESOLUTION #5, SERIES OF 2017 (APPOINTING REPRESENTATIVE AND ALTERNATE TO MEMBERS’ COUNCIL OF THE NEBRASKA MUNICIPAL POWER POOL) – SCOTT MOORE.** Manager Moore mentioned this would appoint John Prettyman as the Representative and Scott Moore as the Alternate Representative to the NMPP Members’ Council of the Nebraska Municipal Power Pool. Baucke moved to approve Resolution #5, Series of 2017. Second by Harms. Question. 6 ayes. Motion carried.
- G. VEHICLE DAMAGE CLAIM – SCOTT MOORE.** Manager Moore explained the street sweeper ran into a parked vehicle. The governmental immunity clause precludes us from submitting this to insurance and having it paid. Manager Moore is requesting Council approve paying the damages of \$969.24. Haag moved to approve the vehicle damage claim. Second by McCall. Question. 6 ayes. Motion carried.
- H. CITY HALL FIRE SUPPRESSION AND FIRE ALARM SYSTEM – SCOTT MOORE.** Manager Moore stated much research has been done on this issue and it is found that the fire suppression and fire alarm system in this building must work. We obtained a quote from Nebraska Safety and Fire. The quote covers inspecting and testing the system for \$5,721 and replacing a bad controller for \$17,985.00. Nebraska Safety and Fire have worked on this system before. Haag moved to approve the quote for the city hall fire suppression and fire alarm system. Second by Baucke. Question. 6 ayes. Motion carried.
- I. APPROVAL OF BILLS – KARMA WELLS.** Clerk/Treasurer Wells provided Council with an additional list of bills. McCall moved to approve the bills. Second by Swehla. Question. 5 ayes. 1 abstain (Haag abstained due to a conflict of interest). Motion carried.
- J. PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** Manager Moore requested approval of a purchase from Wireless Advanced for \$6,732.94. It would cost more to retrofit the equipment in the other tahoe to the new tahoe than purchasing new equipment. Haag moved to approve the lighting package from Wireless Advanced for \$6,732.94. Second by McCall. Question. 5 ayes. 1 nay (Harms). Motion carried.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Manager Moore has been talking to Mr. Alan Krier, of Concrete Specialties, regarding repairing the fronts of the buildings that were damaged during the Main Street Construction Project. Mr. Krier will negotiate with McAttee on the repairs.

CITY CLERK/TREASURER, KARMA WELLS

Clerk/Treasurer Wells provided Council with information from ICMA.

Also, the auditors will be here on Thursday.

CHIEF OF POLICE, JONATHON LYNCH

Chief Lynch introduced new Police Officer Jerrald Thompson.

CITY COUNCIL REPORTS

Harms

- Council Member Harms stated the Community Center's Spaghetti Supper is April 8.

Haag

- Mayor Pro Tem Haag asked about the potholes in the streets. Discussion was held.

McCall

- Council Member McCall stated Senate Bill 36 passed the House and the Senate and should help reduce the costs involved with water lawsuits theoretically.

EXECUTIVE SESSION

"To consider the purchase, acquisition, lease, transfer or sale of real, personal or other property, pursuant to C.R.S. § 24-6-402(4)(a) and to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402 (4)(e), particularly the sale or lease of City property."

Haag moved to go into executive session. Second by McCall. Question. 6 ayes. Motion carried.

Attorney Sellars stated Council resumed regular session at 8:16 P.M. A statement was read for who was present in executive session and there were no objections to the discussions in executive session.

ADJOURNMENT

Haag moved to adjourn. Second by Harms. Question. 6 ayes. Motion carried.

Robert J. Harper
Mayor

Karma Wells, CMC
City Clerk/Treasurer